

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH WESTVIEW CONCRETE CORP. FOR THE FURNISHING OF READY-MIX CONCRETE AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON LAKE, STATE OF OHIO:

Section No. 1: That the Mayor is hereby authorized and directed to enter into an agreement with Westview Concrete Corp., 26000 Sprague Road, Olmsted Falls, Ohio, for the furnishing of ready-mix concrete to be applied on streets within the City of Avon Lake for a period of one year. The prices are as follows:

Per Cubic Yard	
Class C	\$145.50
LSM (100)	\$105.00
MS Mix	\$160.00
Additional Costs Per Yard	
Residential Fiber	\$7.00
Commercial Fiber	\$11.00
Calcium Chloride 1%	\$4.00
Calcium Chloride 2%	\$7.00
Under-Load Charges Per Load	
1 - 1.75 yards	\$150.00
2 - 2.75 yards	\$115.00
3 - 3.75 yards	\$ 85.00
4 - 4.75 yards	\$ 65.00
5 - 5.75 yards	\$ 55.00
6 - 7.75 yards	\$ 45.00
Additional Costs, Multiple Stops, and/or Demurrage	
Fuel surcharge: None.	
Demurrage time: \$1.75 per minute after the lesser of 10 minutes per cubic yard or 60 minutes maximum.	
Multiple Stops: \$30	
Normal delivery hours: 7 a.m. to 3 p.m.	
Additional cost for delivery other than regular business hours: \$75.00 per load	
Additional cost for delivery on Saturday: \$75.00 per load	

Section No. 2: The bid of Westview Concrete Corp. is hereby determined to be the lowest and best bid received after advertising according to law. The agreement shall be in a form approved by the Law Director, and the Finance Director is hereby authorized and directed to pay said contract price from funds appropriated for the purpose.

Section No. 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and any of its committees which resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section No. 4: That this Ordinance is hereby declared to be an emergency measure, the emergency being the necessity to provide ready-mix concrete for road surface treatments, thus for the health, safety, and welfare of the public. Therefore, this Ordinance shall be in full force and effect from and immediately after its passage and approval by the Mayor.

PASSED: 5/28/2024

/s/ Martin E. O'Donnell  
President of Council

POSTED: 5/31/2024

APPROVED: 5/30/2024

ATTEST: /s/ Valerie E. Rosmarin  
Clerk of Council

/s/ Mark A. Spaetzel  
Mayor